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PATENTS
LT-5 REISSUE

#22
A. H. H.
7/6/94

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION FOR REISSUE
OF U.S. PATENT 4,823,070

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Date of Issue : April 18, 1989
Inventor : Carl T. Nelson
Title : SWITCHING VOLTAGE REGULATOR CIRCUIT
Assignee : Linear Technology Corporation
Reissue Serial No. : 683,549
Reissue Filing Date : April 10, 1991
Examiner : K. Peckman, Art Unit 2102

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98,
applicant hereby makes the following of record in the above-
identified application:

1. Declaration of Daniel W. Wark

It is respectfully requested that the foregoing
document be fully considered by the Patent and Trademark
Office during examination of this application, and that the
Examiner indicate such consideration in the next
communication.

REMARKS

The accompanying declaration of Daniel W. Wark
sets forth facts relating to an integrated circuit known as
the LT-1070, currently being marketed by Linear Technology
Corporation (LTC), the assignee of the above-identified

patent application. The LT-1070 incorporates applicant's invention.

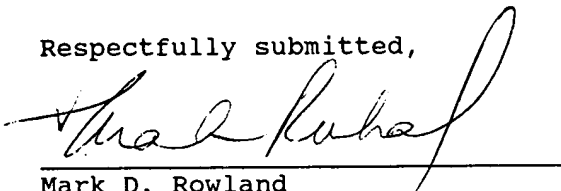
The present application is for reissue of U.S. Patent 4,823,070 ("the '070 patent"). During prosecution of the application for the '070 patent, applicant submitted the declarations of Nello Sevastopoulos, Derrick Berry, Hans J. Zapf and Robert C. Scott setting forth facts relating to the LT-1070. These declarations established that the LT-1070 was not in public use or on sale in this country more than one year prior to the November 18, 1986 filing date of the application for the '070 patent. See the Information Disclosure Statement dated 31, 1987, a copy of which was submitted during prosecution of the present application to reissue the '070 patent.

The declaration of Daniel W. Wark, which particularly concerns certain sales-related documents that were recently discovered at an LTC warehouse, also establishes that the LT-1070 was not on sale in this country more than one year prior to the November 18, 1986 filing date of the application for the '070 patent. Mr. Wark's declaration is submitted to explain the circumstances surrounding the discovery of the documents and to explain the documents themselves.

Mr. Wark states in his declaration that, while searching an LTC warehouse in January of this year for old sales records, he found a computer printout that appeared to contain information from a time-shared database used by LTC in 1985 to document all orders, accounts receivable and finished goods inventory; the printout contained entries for the LT-1070 that were associated with sales order numbers having dates prior to November 18, 1985 (¶¶ 4-12). The LT-1070, however, was not available for sale prior to November

18, 1985 (§ 13). Mr. Wark found further documentation at the warehouse establishing that the LT-1070 entries were added after November 18, 1985 to previously opened sales orders (§ 14-18). For these reasons, LTC's records confirm that prior to November 18, 1985 the LT-1070 was not being sold or offered for sale by LTC (§ 19).

Respectfully submitted,

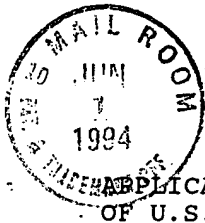


Mark D. Rowland
Registration No. 32077
Attorney(s) for Applicant(s)

c/o FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020
Tel.: (212) 596-9000

Peckman

PATENTS
LT-5 REISSUE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION FOR REISSUE

OF U.S. PATENT ~~4,883,070~~

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Date of Issue : April 18, 1989

Inventor : Carl T. Nelson

Title : SWITCHING VOLTAGE REGULATOR CIRCUIT

Assignee : Linear Technology Corporation

Reissue Serial No. : 683,549

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EXPRESS MAIL CERTIFICATION

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Date of Deposit: June 1, 1994

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to the Hon Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Maria S. Guero
Maria Guero

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

TRANSMITTAL LETTER FOR STATEMENT
UNDER 37 C.F.R. §§ 1.56 AND 1.98

Sir:

Transmitted herewith is a Statement Under §§ 1.56 and 1.98 in the above-identified application. This Statement is submitted more than three months from the application filing date and after the mailing date of the first Office Action on the merits, but before the mailing

date of either a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311.

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In accordance with 37 C.F.R. § 1.98, this

Statement is accompanied by:

[] a certification as required under 37 C.F.R. § 1.97(e)(1) or § 1.97(e)(2);

[X] the fee as set forth in 37 C.F.R. § 1.17(p).

The Commissioner is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17, or credit any overpayment, to Deposit Account No. 06-1075. A duplicate copy of this letter is transmitted herewith.

Respectfully submitted,

Mark D. Rowland
Registration No. 32077
Attorney(s) for Applicant(s)

c/o FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020
Tel.: (212) 596-9000